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13 | BAKER CONCRETE CONSTRUCTION, INC.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

17 | JAMES HERNANDEZ

18 Plaintiff,

19 | v.

20 BAKER CONCRETE  
CONSTRUCTION, INC., a Ohio  
21 Corporation,

22 | Defendants.

CASE NO.: 4:18-cv-03226-HSG

*Assigned to Hon. Judge Haywood S.  
Gilliam, Jr.*

## **STIPULATED SCHEDULING ORDER**

Complaint Filed: May 30, 2018

1           The parties, James Hernandez (“Plaintiff”) and Baker Concrete Construction,  
2 Inc. (“Defendant” or “Baker”), through undersigned counsel of record, hereby  
3 propose the following Stipulated Scheduling Order:

4           **PROPOSED SCHEDULE OF PRETRIAL AND TRIAL DATES**

Matter	Deadline	Parties' Request
Last Day to Comply with General Order 71	Scheduling Conference Date Plus 38 days	<b>October 5, 2018</b>
Last Day to File Motions to Add Parties and Amend Pleadings	Scheduling Conference Date plus 60 Days	<b>October 29, 2018</b>
Last Day to Conduct Settlement Proceedings	Scheduling Conference Date plus 120 Days	<b>December 26, 2018</b>
Fact Discovery Cut-Off	18 weeks before the Final Pretrial Conference (“FPTC”)	<b>January 25, 2019</b>
Last Day to Serve Initial Expert Reports	16 weeks before the FPTC	<b>April 23, 2019</b>
Disposition Hearing Deadline (except <i>Daubert</i> and all other Motions in Limine)	16 weeks before the FPTC	<b>April 23, 2019</b>
Last Day to Serve Rebuttal Expert Reports	12 weeks before the FPTC	<b>May 21, 2019</b>
Expert Discovery Cut-Off	8 weeks before the FPTC	<b>June 18, 2019</b>
Last Day to File <i>Daubert</i> Motions	7 weeks before the FPTC	<b>June 25, 2019</b>

Matter	Deadline	Parties' Request
Last Day to File Motions in Limine (other than <i>Daubert</i> Motions)	4 weeks before the FPTC	<b>July 16, 2019</b>
Final Pre-Trial Conference	FPTC	<b>August 13, 2019</b>
Trial	Trial	<b>August 26, 2019</b>

Dated: September 11, 2018

GORDON REES SCULLY MANSUKHANI

By: */s/ Marshall R. Lurtz* \_\_\_\_\_  
 Roger M. Mansukhani  
 Craig D. Nickerson  
 Marshall R. Lurtz  
 Attorneys for Defendant  
 Baker Concrete Construction, Inc.

Dated: September 11, 2018

McCormack and Erlich, LLP

By: */s/ Bryan J. McCormack* \_\_\_\_\_  
 Bryan J. McCormack  
 Attorneys for Plaintiff  
 James Hernandez

## SCHEDULING ORDER

Based on the Joint Stipulation of the parties, and good cause appearing therefore, the above STIPULATED SCHEDULING ORDER is approved as the Scheduling Order for this case and all parties shall comply with its provisions.

IT IS SO ORDERED except the Disposition Hearing Deadline (except Daubert and all other Motions in Limine) will be heard on April 25, 2019 at 2:00 p.m.

Dated: September 12, 2018

  
Hon. Judge Haywood S. Gilliam, Jr.